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HUNTON & WILLIAMS LLP
INTELLECTUAL PROPERTY DEPARTMENT
1900 K STREET, N.W.
SUITE 1200
WASHINGTON DC 20006-1109

In re Application of:

CHEN, et al.

Application No. 10/662,940

Filed: September 16, 2003

For: ELECTRONIC MESSAGE DELIVERY
SYSTEM UTILIZABLE IN THE MONITORING
AND CONTROL OF REMOTE
EQUIPMENT AND METHOD OF SAME

DECISION ON PETITION
TO MAKE SPECIAL

This is a decision on the petition filed January 22, 2004 under Manual of Patent Examination Procedure §708.02, VIII requesting accelerated examination.

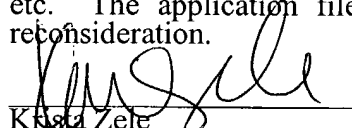
The petition under Manual of Patent Examination Procedure §708.02, VIII, must:

- (1) be filed prior to receiving any examination by the examiner,
- (2) be accompanied by the required fee- \$130,
- (3) the claims should be directed to a single invention (if it is determined that the claims pertain to more than one invention, then applicant will have to make an election without traverse or forfeit accelerated examination status),
- (4) state that a pre-examination search was made, and fully discuss the search method employed, such as classes and subclasses searched, publications, Chemical abstracts, patents, etc. A search made by a foreign patent office satisfies this requirement,
- (5) be accompanied by a copy of each of the references most closely related to the subject matter encompassed by the claims if said references are not already of record,
- (6) fully discuss the references, pointing out with the particularity required by 37 C.F.R. §1.111(b) and (c), how the claimed subject matter is patentable over the references.

The petition fails to meet requirement (4) inasmuch as there is no description of the classes or subclasses that were searched. Furthermore, details of any text searches have not been provided.

Accordingly, the petition is **DENIED**.

Petitioner may submit a request for reconsideration within **TWO MONTHS** of the date of this decision. Any request for reconsideration should include a complete description of the search method employed, such as classes and subclasses searched, a description of text searches used, etc. The application file will be held in the Technology Center to await a request for reconsideration.


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